

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

LYLE ZEIGLER,

Plaintiff,

v.

HOLLAND AMERICA LINE INC.,  
et al.,

Defendants.

CASE NO. C19-1680 JLR

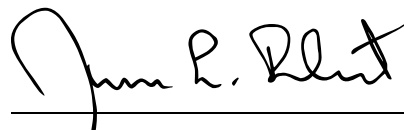
ORDER GRANTING  
STIPULATED MOTION TO  
CONTINUE THE TRIAL DATE

Before the court is the parties' stipulated motion to continue the trial date and related case deadlines. (Stip. Mot. (Dkt. # 14).) In this case, Plaintiff Lyle Zeigler alleges that he was injured aboard one of Defendants' vessels. (*See id.* at 1.) The parties represent that they have diligently conducted discovery in this matter, including exchanging written discovery, taking Mr. Zeigler's deposition, and conducting his Federal Rule of Civil Procedure 35 physical examination. (*Id.* at 1-2.) Despite these efforts, the parties represent that they are unable to complete discovery prior to the

1 current March 15, 2021, trial date. The parties state that they cannot inspect the vessel  
2 and deployed gangway due to the dangers associated with travel during the COVID-19  
3 pandemic. (*Id.* at 2.) In addition, several vessel employees who are important witnesses  
4 have either returned to their home countries or are at sea for the foreseeable future. (*Id.*)  
5 As a result, the parties are unable to complete discovery and exchange expert reports  
6 related to liability in a timely manner for the March 15, 2021, trial date.

7 Based on the foregoing representations, the court finds that the parties have  
8 established good cause for a modification to the trial date and case schedule. *See* Fed. R.  
9 Civ. P. 16(b)(4) (“A schedule may only be modified for good cause and with the judge’s  
10 consent.”). The parties ask the court to move their trial date to June 14, 2021, “or as  
11 otherwise determined by the [c]ourt.” (Stip. Mot. at 2.) The court cannot accommodate  
12 the parties’ requested June 14, 2021, trial date. Nevertheless, the court will reschedule  
13 the parties’ trial to the earliest date available on the court’s calendar, which is likely to be  
14 in approximately January or February of 2022. The court will separately issue a revised  
15 scheduling order, which will provide the new trial date and related case deadlines for  
16 those deadlines that have not yet expired.

17 Dated this 8th day of September, 2020.

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20 JAMES L. ROBART  
21 United States District Judge  
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